

GLENN F. MEIER, ESQ.  
Nevada Bar No. 6059  
E-mail: gmeier@nevadafirm.com  
RACHEL E. DONN, ESQ.  
Nevada Bar No. 10568  
E-mail: rdonn@nevadafirm.com  
HOLLEY DRIGGS WALCH  
FINE WRAY PUZEY & THOMPSON  
400 South Fourth Street, Third Floor  
Las Vegas, Nevada 89101  
Telephone: 702/791-0308  
Facsimile: 702/791-1912  
*Attorneys for Defendant*  
**FEDERAL NATIONAL MORTGAGE ASSOCIATION**

**UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK, AS TRUSTEE  
FOR THE CERTIFICATE HOLDERS OF  
CWALT, INC. ALTERNATIVE LOAN TRUST  
2005-23CB MORTGGE PASS- THROUGH  
CERTIFICATES, SERIES 2005- 23CB,

Plaintiff,

v.

TAYLOR WALES; FIRST CALIFORNIA  
MORTGAGE COMPANY; FEDERAL  
NATIONAL MORTGAGE ASSOCIATION;  
LOS PRADOS COMMUNITY  
ASSOCIATION,

Defendants.

Case No.: 2:17-cv-02896-JCM-GWF  
Hon. JAMES C. MAHAN

**STIPULATION TO EXTEND THE  
DISCOVERY PLAN AND SCHEDULING  
ORDER; ~~PROPOSED~~ ORDER**

**[FIRST REQUEST]**

Pursuant to LR 6-1 and LR 26-4, the parties by and through their respective counsel of record, hereby stipulate and request that this Court extend the Discovery deadlines in the above-captioned case for 30 days. This is the parties first request for an extension. In support of this Stipulation and Request, the parties state as follows:

**A. DISCOVERY COMPLETED TO DATE:**

Initial discovery exchanges have been made between the parties and additional discovery responses remains outstanding at this time.

**B. DISCOVERY REMAINING TO BE COMPLETED**

Discovery that remains between the parties are discovery responses to interrogatories, requests for production of documents and requests for admissions, disclosure of experts and depositions. The parties reserve the right to conduct additional discovery as deemed necessary.

**C. REASON FOR REQUEST FOR EXTENSION OF DISCOVERY DEADLINES.**

The parties request a 30-day extension as this matter was recently tendered to insurer and counsel of Defendant Federal National Mortgage Association ("FNMA") has just been substituted into the matter as of July 31, 2018. Further, FNMA responsive pleading were only just due August 23, 2018. The purpose of this extension is not for delay.

**D. PROPOSED SCHEDULE:**

5. The discovery cut-off will be moved from its current date of October 22, 2018 and will be continued to **Wednesday, November 21, 2018.**

5B. FRCP 26(a)(2) Disclosures of Experts are currently due August 23, 2018 and will be continued to **Friday, September 21, 2018.** The Rebuttal Expert Disclosure is currently due September 24, 2018 and will be continued to **Wednesday, October 24, 2018.**

5C. The Interim Status Report is currently due August 23, 2018 and will be continued to **Friday, September 21, 2018.**

5D. Dispositive Motions are currently due November 21, 2018 and will be continued to **Friday, December 21, 2018.**

5E. The Pre-Trial Order is currently due December 21, 2018 and will be continued to **Tuesday January 22, 2019.**

1           **5G.** Extensions or Modifications of the Discovery Plan and Scheduling Order is  
 2 currently due October 1, 2018 and will be continued to **Wednesday, October 31, 2018.**

3           Additionally, the parties have agreed to allow Defendant Taylor Wales seven days from  
 4 the entry of the Court's Order approving the Stipulation to Extend the Discovery Plan and  
 5 Scheduling Order (First Request) to file his third-party complaint.

6           All other dates as provided in this Court's May 22, 2018 Discovery Plan and Scheduling  
 7 Order will remain the same.

8           Dated this 22<sup>nd</sup> day of August, 2018

9           Dated this 22<sup>nd</sup> day of August, 2018

10           HOLLEY DRIGGS WALCH FINE  
 11 WRAY PUZEY & THOMPSON

12           AKERMAN LLP

13           By: /s/ Rachel E. Donn, Esq.

14           By: /s/ Tenesa S. Powell, Esq.

15           Glenn F. Meier, Esq.  
 16 Nevada Bar No. 6059  
 17 Rachel E. Donn, ESQ.  
 18 Nevada Bar No. 010568  
 19 Las Vegas, Nevada 89128  
 20 2300 West Sahara Avenue, Suite 1150  
 21 Las Vegas, Nevada 89102  
 22 *Attorneys for Defendant*  
 23 *Federal National Mortgage Association*

24           Ariel Stern, Esq. (8276)  
 25 Tenesa S. Powell, Esq. (12488)  
 26 1635 Village Center Circle, Ste. 200  
 27 Las Vegas, NV 89134  
 28 T: (702) 634-5000  
 Attorneys for Plaintiff - The Bank of  
 New York Mellon fka The Bank of New  
 York as Trustee for the  
 Certificateholders of CWALT, Inc.  
 Alternative Loan Trust 2005-23CB  
 Mortgage Pass Through Certificates  
 Series 2005-23CB

29           Dated this 22<sup>nd</sup> day of August, 2018

30           Dated this 22<sup>nd</sup> day of August, 2018

31           MARQUIS AURBACH COFFING

32           SPRINGEL & FINK

33           By: /s/ Michael D. Maupin, Esq.

34           By: /s/ Michael A. Arata, Esq.

35           Jack J. Juan, Esq. (6367)  
 36 Michael David Maupin, Esq. (13721)  
 37 1001 Park Run Drive  
 38 Las Vegas, NV 89130  
 T: (702) 942-2177  
 Attorneys for Defendant Los Prados  
 Community Association

39           Adam H. Springel, Esq. (7187)  
 40 Michael A. Arata, Esq. (11902)  
 41 10655 Park Run Drive, Suite 275  
 42 Las Vegas, NV 89144  
 43 T: (804) 0706  
 44 Attorneys for Defendant Taylor Wales

1 Dated this 22<sup>nd</sup> day of August, 2018

2 HOUSER & ALLISON

3  
4 By: /s/ Jeffrey S. Allison, Esq.

5 Jeffrey S. Allison, Esq. (Cal Bar #8949)

6 9970 Research Drive

7 Irvine, CA 92618

8 T: (949) 679-1111

9 Attorney for Defendant

10 First California Mortgage Company

11 erroneously named herein, its successors  
12 and assigns

13  
14 **ORDER**

15 IT IS SO ORDERED.

16 Dated: August 23, 2018

17   
18 \_\_\_\_\_  
19 UNITED STATES MAGISTRATE JUDGE

HOLLEY•DRIGGS•WALCH  
FINE•WRAY•PUZEY•THOMPSON

HDW